

## REMARKS

Claims 8-16 have been canceled, and Claims 17-30 have been added. Thus, Claims 1-7 and 17-30 are currently pending in the present application, of which Claims 1-7 have been amended.

### Rejection under 35 U.S.C. § 103

Claims 1-14 were rejected under 35 U.S.C. § 103(a) as being unpatentable over *Satt et al.* (US 2004/0248583) in view of *Gopalakrishnan et al.* (US 2004/0203968). Applicants respectfully traverse such rejection insofar as it might apply to the claims as amended herein.

Amended Claim 1 (and similarly Claims 17 and 24) now recites a step of "constructing a transfer plan for each of said remote devices by allocating a transfer period to each of said remote device according to the amount of data expected to be transferred to said server" and a step of "selecting an entry within said transfer plan for one of said remote devices having an imminent transfer period." The claimed constructing step and the claimed selecting step are not disclosed by either *Satt* or *Gopalakrishnan*.

Claim 1 also recites a step of "determining whether or not said actual wireless network signal strength is below a predetermined threshold, a step of "transferring said log data from said selected one remote device to said server" if the actual wireless network signal strength is not below a predetermined threshold, and a step of "aborting said transfer of log data from said selected one remote device to said server" if the actual wireless network signal strength is below the predetermined threshold. The claimed determining step, the claimed transferring step and the claimed aborting step are also not disclosed by either *Satt* or *Gopalakrishnan*.

Because the claimed invention recites novel features that are not found in the cited references, whether considered separately or in combination, the § 103 rejection is believed to be overcome.

### CONCLUSION

Claims 1-7 and 17-30 are currently pending in the present application. For the reasons stated above, Applicants believe that independent Claims 1, 17 and 24 along with their respective dependent claims are in condition for allowance. The remaining prior art cited by the Examiner but not relied upon has been reviewed and is not believed to show or suggest the claimed invention.

No fee or extension of time is believed to be necessary; however, in the event that any additional fee or extension of time is required for the prosecution of the present application, please charge it against IBM Corporation Deposit Account No. **09-0457**.

Respectfully submitted,



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Antony P. Ng  
*Registration No. 43,427*  
DILLON & YUDELL, LLP  
8911 N. Capital of Texas Hwy., suite 2110  
Austin, Texas 78759  
(512) 343-6116

ATTORNEY FOR APPLICANTS